

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

SERAFIN OTERO-RODRIGUEZ

Plaintiff,

v.

JO ANNE BARNHART,
Commissioner of Social Security

Defendant.

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CIVIL ACTION
NO. 05-6774

ORDER

AND NOW, this 23rd day of July, 2007, upon consideration of the Report and Recommendation of United States Magistrate Judge M. Faith Angell and no objections having been filed, it is ORDERED, as follows:

1. The Report and Recommendation is APPROVED and ADOPTED;
2. Plaintiff's First Motion for Summary Judgment (Docket Entry No. 10) is DENIED.
3. The Commissioner's First Motion for Summary Judgment (Docket Entry No. 11) is GRANTED.

BY THE COURT:



R. BARCLAY SURRICK

J.